

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6238

BILL NUMBER: SB 52

NOTE PREPARED: Jan 19, 2012

BILL AMENDED: Jan 12, 2012

SUBJECT: HIV Testing.

FIRST AUTHOR: Sen. Becker

FIRST SPONSOR: Rep. T. Brown

BILL STATUS: As Passed Senate

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: No Fiscal Impact

Summary of Legislation: (Amended) This bill allows a physician or physician's authorized representative to test an individual for HIV if certain conditions are met unless the individual to be tested refuses to consent to the test. (Current law prohibits a physician from performing the test without the oral or written consent of the individual.) The bill requires a refusal by an individual to have the test to be documented in the individual's medical record. The bill requires the physician or authorized representative to: (1) discuss with the patient the availability of counseling concerning the test results; (2) notify the patient of the test results; and (3) inform a patient with a test result indicating that the patient is HIV infected of treatment and referral options available to the patient. The bill also provides that under certain circumstances, a physician may order an HIV test for a patient without informing the patient or despite the individual refusal of the test.

(The introduced version of this bill was prepared by the Health Finance Commission.)

Effective Date: July 1, 2012.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

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